

REMARKS

By the preceding amendments, claim 1 has been amended to incorporate the limitations of claims 5 and 6, whereby to conclude “wherein the drag harness is made from a single length of strapping.” Claim 2 has been retained. Claims 3 through 10 have been cancelled. The dependency of claim 11 has been amended accordingly.

You are requested to withdraw the rejection of claim 1, claim 2 and claim 11, when dependent upon either, under 35 U.S.C. § 102(b) as being anticipated by Berger [DE 10157910]. From Fig. 2 of Berger, which shows a human hand providing a rough measuring scale, it is evident that the loops 3 are too small for each loop 3 to be “adapted to receive a separate arm of a wearer”, as claimed. Moreover, the “ski carrying” harness of Berger comprises multiple elements (1) through (4) and, thus, is not “made from a single length of strapping”, as claimed.

You are requested to withdraw the rejection of claim 1, claim 2 and claim 11, when dependent upon either, under 35 U.S.C. § 103(a) as being unpatentable over Nunn *et al.* [US 2,758,769] in view of Hengstenberger *et al.* [US 4,854,418] or Schweer [US 6,658,666]. Nunn *et al.* discloses a child’s harness comprising several parts including a plate 13, a tape or cord 14, and a ring 15, wherein “[t]he cord or tape in the completed article is preferably endless[.]” Column 1, last paragraph. Nunn *et al.* teaches, however, that “[t]he friction between bights 18 and 19 is sufficient to retain the parts in adjusted position and still permit the parts to be easily adjusted for removal or to assure the child’s comfort.” Column 2, fifth paragraph.

The undersigned attorney submits that, if the parts of the harness of Nunn *et al.* were modified “to comprise a fixed connection means at the juncture of the body loops 14 and smaller loop 18, as taught by either Hengstenberger or Schweer, in lieu of his connection means 13, to enable non adjustable loop portions”, as proposed by the primary examiner, the parts so modified could not be “easily adjusted for removal or to assure the child’s comfort”, as taught by Nunn *et al.*, which thus teaches away from “non adjustable loop portions.”

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The undersigned attorney submits, therefore, that claims 1, 2, and 11 should be now allowable.

Respectfully submitted,

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